



IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

PATENT

Applicants: Killinger et al.

Serial No.: 10/798,633

Filed: March 11, 2004

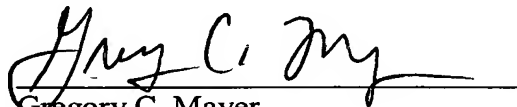
For: PORTABLE CONTAINER
WITH VERTICAL HANGING
FOLDER STORAGE

Group Art Unit: 3634

Examiner: To be assigned

) I hereby certify that this paper (or fee) is being
) deposited with the United States Postal
) Service, first class postage prepaid, addressed
) to: Commissioner for Patents, Box Missing
) Parts, P.O. Box 1450, Alexandria, VA 22313-
) 1450

) September 8, 2004

) 
) Gregory C. Mayer
) Reg. No. 38,238

RESPONSE TO NOTICE OF INCOMPLETE REPLY

Commissioner for Patents
Box Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is in response the Notice of Incomplete Reply (Nonprovisional) dated August 27, 2004. A copy of the Notice is attached.

As set forth in the Notice, the response filed July 27, 2004, to a notice to file missing parts dated May 28, 2004, lacks the oath or declaration identifying the application by the application number and filing date and a late filing fee for a missing declaration.

It is submitted that all the required items deemed missing in the August 27, 2004, notice have been supplied.

A proper inventor's declaration was forwarded to the Patent and Trademark Office on August 30, 2004. Copies of the declaration and its transmittal papers are attached.

Further, with the declaration and transmittal papers filed August 30, 2004, a petition for one-month extension of the and the requisite filing fee were also submitted.

The Commissioner was authorized to charge "any additional fees which may be required to deposit account no. 13-2855. A copy of the transmittal is also enclosed.

Therefore, it is believed that the requirements of the August 27, 2004, Notice have been satisfied.

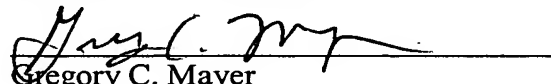
If, in spite of the foregoing, the Office deems an extension of time to be required, this paper may be considered a petition for automatic extension of time and the requisite petition fee may be charged to our deposit account no. 13-2855.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

September 8, 2004

By:



Gregory C. Mayer

Reg. No. 38,238

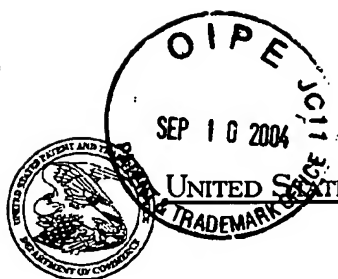
Attorney for Applicant

6300 Sears Tower

233 South Wacker Drive

Chicago, Illinois 60606-6402

(312) 474-6300



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/798,633	03/11/2004	Timothy D. Killinger	29618/39225A

CONFIRMATION NO. 6669

04743
 MARSHALL, GERSTEIN & BORUN LLP
 6300 SEARS TOWER
 233 S. WACKER DRIVE
 CHICAGO, IL 60606

FORMALITIES LETTER



OC000000013660895

Date Mailed: 08/27/2004

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 07/30/2004 to the Notice to File Missing Parts (Notice) mailed 05/28/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 was not received.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

T. Peto

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

PATENT

Applicants: Killinger et al.

Serial No.: 10/798,633

Filed: March 11, 2004


For: PORTABLE CONTAINER
WITH VERTICAL HANGING
FOLDER STORAGE

Group Art Unit: 3634

Examiner: To be assigned

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) 1450

) August 30, 2004

) 
) Gregory C. Mayer
) Reg. No. 38,238

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION

Commissioner for Patents
Box Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is in response the Notice to File Missing Parts of Nonprovisional
Application dated May 28, 2004. A copy of the Notice is attached.

Submitted herewith is a check in the amount of \$130.00 to cover the requisite fee, and
a "Declaration for Patent Application and Power of Attorney" executed by the inventors.

Any additional required fee may be charged to our Deposit Account No. 13-2855.

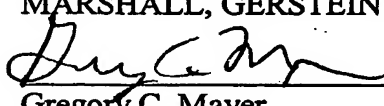
Any overpayment should be refunded to the undersigned's law firm at the indicated address.

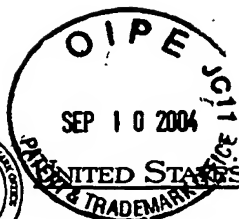
Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

August 30, 2004

By:


Gregory C. Mayer
Reg. No. 38,238
Attorney for Applicant
6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6402
(312) 474-6300



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/798,633	03/11/2004	Timothy D. Killinger	29618/39225A

04743
 MARSHALL, GERSTEIN & BORUN LLP
 6300 SEARS TOWER
 233 S. WACKER DRIVE
 CHICAGO, IL 60606

CONFIRMATION NO. 6669

FORMALITIES LETTER



OC000000012810906

Date Mailed: 05/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 11,12.
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 11-19.

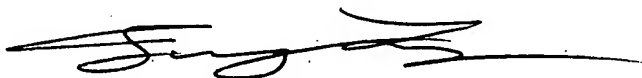
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE